

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

BARRY RANDALL THOMAS, #178628,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 2:07-CV-630-MEF
	)	
DR. DARBOUZE, et al.,	)	
	)	
Defendants.	)	

**ORDER ON MOTION**

The plaintiff filed a motion for appointment of counsel on July 10, 2007 (Court Doc. No. 5). The court notes that the facts underlying the plaintiff's claims for relief are relatively simple, the law applicable to such claims is not complex and the plaintiff is not required to cite any case law in order to proceed in this cause of action. Moreover, the pleadings filed in this case establish that the plaintiff is capable of presenting the necessary elements of his claims to this court and fail to demonstrate that there are exceptional circumstances justifying appointment of counsel. *See Bass v. Perrin*, 170 F.3d 1312, 1320 (11<sup>th</sup> Cir. 1999); *Kilgo v. Ricks*, 983 F.2d 189, 193 (11<sup>th</sup> Cir. 1993); *Dean v. Barber*, 951 F.2d 1210, 1216 (11<sup>th</sup> Cir. 1992). Accordingly, it is

ORDERED that the motion for appointment of counsel be and is hereby DENIED.

Done this 12th day of July, 2007.

/s/ Wallace Capel, Jr.

WALLACE CAPEL, JR.

UNITED STATES MAGISTRATE JUDGE